

[5th March 1925]

**Criminal Justice.***The scheme regarding the creation of Bench Courts.*

\* 368 Q.—MR. T. ADINARAYANA CHETTIYAR : Will the hon. the Law Member be pleased to state—

(a) whether the scheme of creating Bench Courts and reducing the number of stipendiary magistrates, in the matter of separation of executive from judicial functions, was approved of by Government;

(b) whether any orders have been passed on the subject; and

(c) if so, whether he will lay the order on the table of the House?

A.—The scheme is intimately connected with that for the separation of judicial and executive functions and the Government are awaiting the orders of the Government of India and the Secretary of State on the latter scheme.

MR. T. ADINARAYANA CHETTIYAR :—“ May I know when orders are likely to issue ? ”

The hon. Mr. C. P. RAMASWAMI AYYAR :—“ As soon as the orders of the Government of India are received.”

MR. C. V. VENKATARAMANA AYYANGAR :—“ Is it not the policy of the Government to increase the number of first-class Benches ? ”

The hon. Mr. C. P. RAMASWAMI AYYAR :—“ We are doing it. We cannot pronounce a general scheme to be carried out without obtaining the sanction of the Secretary of State and the Government of India.”

MR. C. V. VENKATARAMANA AYYANGAR :—“ Will not the Government follow the policy of increasing the number of first-class Bench Courts ? ”

The hon. Mr. C. P. RAMASWAMI AYYAR :—“ If the question had been asked, the answer would have been in the affirmative.”

MR. C. V. VENKATARAMANA AYYANGAR :—“ The question is now asked.”

The hon. Mr. C. P. RAMASWAMI AYYAR :—“ That is the policy of the Government.”

*Additional Sessions Judge, Agency Tracts.*

\* 369 Q.—RAO BAHADUR C. V. S. NARASIMHA RAJU : With reference to the answer to question No. 165 on 6th February 1925, will the hon. the Law Member be pleased to state the reasons why the Agency Additional Sessions Judge was placed in charge of the Vizagapatam Sessions division previous to January 1925 without appointing a District Judge for Vizagapatam District Court?

A.—Local arrangements were made as the vacancy was expected to be a very short one.

RAO BAHADUR C. V. S. NARASIMHA RAJU :—“ May I know the period for which the vacancy was originally expected to last ? ”

The hon. Mr. C. P. RAMASWAMI AYYAR :—“ I am glad to have had an opportunity of giving a full answer. Mr. Cotton had to be relieved immediately as four murder cases were pending trial and the first application for leave was only for one month. Hence the appointment of